

1 Total Pages: 2
James E. Salven
2 Chapter 7 Trustee
8427 N. Millbrook Ave., Ste. 101
3 Fresno, CA 93720
(559) 230-1095
4

5 **IN THE UNITED STATES BANKRUPTCY COURT**
6 **EASTERN DISTRICT OF CALIFORNIA**
7

8 In the Matter of

Case No. 11-17892-B-7

9
10 DC No. JES-3

11 MICHAEL SCHMART &
12 CHRISTINE SCHMART,
13
14

**TRUSTEE'S MOTION TO SELL
PROPERTY OUT OF THE
ORDINARY COURSE OF
BUSINESS AT PUBLIC AUCTION
(11 U.S.C. Sec. 363(b)(1);(f))**

15 Debtor.
16 _____ /

Date: February 15, 2012
Time: 10:00 a.m.
Dept: B

17 James E. Salven, Chapter 7 Trustee, ("Trustee"), moves the
18 Court as follows:

19 1. This Court has jurisdiction over this matter pursuant to
20 28 U.S.C. Section 1334(a). This is a "core" proceeding pursuant to
21 28 U.S.C. Section 157(b)(2)(A), (N).

22 2. This case was commenced by the filing of a Chapter 7
23 petition on or about 07/13/11. James Salven was appointed Chapter
24 7 Trustee on or about 07/13/11.

25 3. Among the assets of the estate is a 1995 Dodge Ram truck,
26 bearing VIN:3B7HF13Z5SM185591. No liens or encumbrances are known.

27 4. The Trustee wishes to sell the subject assets so that
28 the proceeds can benefit the estate. The estate has elected to sell

1 the subject assets by means of a public auction to be held on or
2 after 02/15/2012, at 1328 N. Sierra Vista, Suite B, Fresno,
3 California.

4 6. The Trustee believes that the sale is in the best interest
5 of the estate.

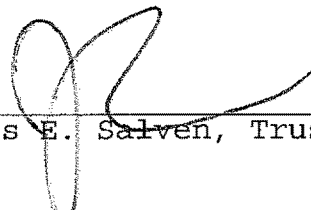
6 7. The property proposed to be sold constitutes a portion of
7 the personal property in possession of the debtors at the time the
8 case was filed.

9 **WHEREFORE,** Movant prays as follows:

10 1. For an Order approving the public auction sale of the
11 subject property described above, to be held on or after 02/15/2012,
12 at 1328 N. Sierra Vista, Suite B, Fresno, California, and;

13 2. For such other and further relief as the Court deems just
14 and proper.

15
16
17 Dated: 1/9/12

By: 
James E. Salven, Trustee